IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.42114 of 2008
1. SURENDRA PRASAD, S/O RAM CHANDRA PRASAD
2. JANARDAN PRASAD, S/O RAM CHANDRA PRASAD
BOTH RESIDENT OF VILALGE-DHUM NAGAR, P.S.-NAUTAN, DISTRICT- WEST CHAMPARAN

Versus

STATE OF BIHAR

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2 23/10/2008 Heard learned counsel for the petitioners and learned counsel for the State.

Altogether four persons are named as accused. Besides these petitioners their father Ram Chandra Prasad has also been made accused which relates to alleged killing of informant's husband. Husband of the deceased is the brother of Ram Chandra Prasad namely, the father of the petitioners. The informant has alleged that she was started living separately because her husband was not taking proper care of her. When he was found dead, she suspected that the killing was by Ram Chandra Prasad and his three sons, two sons are petitioners here.

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Submission is that the informant is not the eye witness to the occurrence. After investigation case has not been found to be true and final form has been ordered to be submitted. On the basis of protest cognizance has been taken.

Considering the facts and circumstances of the case, the petitioners Surendra Prasad and Janardan Prasad is directed to be released on bail on furnishing of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Bettiah in connection with Nautan P.S. Case No. 119 of 2005.

**avin** **(Shyam Kishore Sharma, J.)**